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PATENT TRADEMARK OFFICE

Docket No: 1946/1A483-US8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Milstein et al.

Serial No.: 09/760,307

Art Unit: 1615

Confirmation No.: 8759

Filed: January 11, 2001

Examiner: L. Channavajjala

For: **ACTIVE AGENT TRANSPORT SYSTEMS**

STATEMENT PURSUANT TO 37 C.F.R. §3.73(b)

Assistant Commissioner for Patents
Box Reissue
U.S. Patent and Trademark Office
Washington, D.C. 20231

February 6, 2003

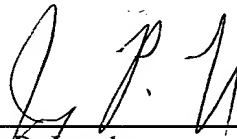
Sir:

Emisphere Technologies, Inc., a corporation organized under the laws of New York and having offices and doing business at 765 Old Saw Mill River Road, Tarrytown, NY 10591, states that it is the assignee of the entire right, title, and interest in the above-identified patent application by virtue of an assignment from the inventors. The assignment document

was recorded by the U.S. Patent and Trademark Office on August 23, 1999 at Reel 10186,
Frame 0658.

The undersigned is the attorney of record for the applicants, and is authorized to act on
behalf of the assignee.

Respectfully submitted,



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